

REMARKS

Claims 1; 5; 18; and 22 have been amended to address and overcome the Examiner's rejections under 35 U.S.C. § 101.

Claims 1 to 10; 12; 13; and 18 to 27 remain in the application. Of these, claim 1 is the sole independent system claim, and claim 18 is the sole independent method claim.

The claims stand rejected under provisional obviousness type double patenting rejections based upon Application Serial No. 09/936,908 and Application Serial No. 10/202,494. Allowable claims have not been indicated in either Application Serial No. 09/936,908 or Application Serial No. 10/202,494, and both cases are still undergoing prosecution. Applicant therefore believes it premature to file a Terminal Disclaimer in the instant application, and would, instead, be appropriate to address any double patenting rejections during the still ongoing prosecution of Application Serial No. 09/936,908 and Application Serial No. 10/202,494, after allowable subject matter has been indicated in these applications, and based upon the first-to-be-allowed claims of the instant application.

In this regard, the Examiner's attention is directed to the following additional related applications having claims directed to a transducer with a well region: Application Serial No. 10/359,040 (now US 7,229,423); and Application Serial No. 10/359,030 (Pending before Examiner Smith).

Serial No. 09/938,307

Amendment D

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Claims 1 to 10; 12; 13; and 18 to 27 are believed to be in condition for allowance.

Respectfully Submitted,

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